

Beaver County
Beaver, UT 84713
November 3, 2003

The Board of County Commissioners met on November 3, 2003 at 10:00 a.m. for its regularly scheduled meeting. Those present were William L. Dalton, Chairman; Mark S. Whitney, Member; Patrick R. Yardley, Member; Von J. Christiansen, Attorney; Bryan L. Harris, Commission Assistant; and Paul B. Barton, Clerk/Auditor.

Minutes of the October 6, 2003 meeting were read. It was moved by Comm. Yardley, seconded by Comm. Whitney and unanimously passed to approve the minutes.

John Williams, Five County Association of Counties (A.O.G.) Director, met with the Board to discuss a proposal to hire a Natural Resources Director for the five county area. The approximate cost would range from \$62,943 to \$106,343. The counties' cost would range from \$5,035 to \$16,685 depending on the funding level and funding plan if implemented. No action was taken.

Mr. Williams also reviewed the annual report of the A.O.G. for the 2004 fiscal year (7-1-03 to 6-30-04).

Mr. Christiansen discussed a letter re: an appeal of Raymond Goodwin on his retirement application with the State Retirement System. It was moved by Comm. Whitney, seconded by Comm. Yardley and unanimously approved to support Lt. Goodwin in his appeal. The appeal is related to the types of income and what is eligible for consideration in the calculation of final average salary.

Bob Lowe and Jerry Browning met with the Board to discuss the need to protect sources of drinking water. Mr. Lowe was representing the Division of Drinking Water and Mr. Browning works for the Rural Water Association.

The Board discussed a request from Best BioFuel to cut an asphalt road to install pipes for their new plant. The Board's policy is that the road be bored under to protect the road's surface. It was the consensus of the Board not to allow the road to be cut.

The Board invited Betty Miller to come forward and presented her with an engraved watch in appreciation for her 20+ years of volunteer service to the Beaver County Travel Council.

Shad Bradshaw met with the Board at their request to discuss an activity taking place at the Public Safety Facility. A certified massage therapist is performing neck massages on some of the employees during breaks. The concerns were any liability issues and that non-employees are receiving services. Mr. Christiansen will prepare a waiver for the vendor to sign and that only employees are eligible.

A public hearing was opened for comment on possible applications for Community Development Block Grants. The hearing was opened for comment at 2:00 p.m. There are approximately \$1,000,000 available in funds. Previous projects funded by CDBG funds include the Beaver Fire District building. No one appeared to comment. The hearing was closed at 2:10 p.m.

Mr. Christiansen discussed an issue on interpreter fees on a criminal case. The defense attorney has had a disagreement with the person paying legal fees and is asking the county to pay the fees. It was moved by Comm. Whitney, seconded by Comm. Yardley and unanimously approved to deny the request.

A hearing was opened for comment on a UDOT Enhancement Grant Application for a bicycle/pedestrian path. Those present were Von Gillies, Lesa Elieson, Kathy Yardley, Kristy Langford, Linda Robinson, Stacy Jarvis, Crystal Hanley, Kami Beeson and Cheryl Elmer. Mr. Gillies was representing the Forest Service, which is in favor of the proposal. Mr. Harris explained the purpose of the application and the proposed locations of the paths. The hearing closed for comment at 3:00 p.m.

It was moved by Comm. Yardley, seconded by Comm. Whitney and unanimously approved

to appoint Comm. Whitney to the Southwest Utah Board of Health.

Mr. Harris discussed a request from Beaver City to change the county's addressing grid from 800' to 500' in the areas surrounding the city. It was moved by Comm. Yardley, seconded by Comm. Whitney and unanimously approved to grant the request with the condition that Beaver City do all the work and pay all the costs involved in the change.

Rob Adams met with the Board to report on economic development activities. It was the consensus of the Board to proceed with the Interlocal agreement to set up a non-profit corporation with Beaver County, Beaver City, Milford City and Minersville City able to have representatives on the Board of Directors.

Mr. Adams talked about how to proceed with the development of plans to locate the inter-modal rail site near Milford. As part of that, he suggested hiring an engineering firm to do a feasibility study. As soon as the corporation is set up, the Corporation can contract to do the study.

It was moved by Comm. Whitney, seconded by Comm. Yardley and unanimously approved to go into closed session at 4:40 p.m. to discuss the character or professional competence of an individual. Those present were Comm. Dalton, Comm. Whitney, Comm. Yardley, Mr. Harris, Mr. Barton, Von J. Christiansen, Attorney and Leo G. Kanell, Deputy Attorney. The Board returned to open session at 5:00 p.m.

Bills on file were approved for payment.

There being no further business, the meeting was adjourned.

APPROVED _____
Chairman

Clerk/Auditor

Beaver County
Beaver, UT 84713
November 17, 2003

The Board of County Commissioners met on November 17, 2003 at 10:00 a.m. for its regularly scheduled meeting. Those present were William L. Dalton, Chairman; Mark S. Whitney, Member; Patrick R. Yardley, Member; Bryan L. Harris, Commission Assistant; Von J. Christiansen, Attorney; and Paul B. Barton, Clerk/Auditor.

A public hearing on vacating a road was opened for public comment at 10:00 a.m. Those present for the hearing were members of the Board, Mr. Harris, Mr. Christiansen, Mr. Barton, David Edwards, Jaden Edwards and Michael Nowers. The road in question is on private and state land on the west side of David Edwards' farm west of the Manderfield I-15 interchange. The map was reviewed with all those attending the meeting. The hearing was closed for comment at 10:20 a.m. It was moved by Comm. Whitney, seconded by Comm. Yardley and unanimously approved to vacate the roads.

Alison Webb, Andrea Henrie, Jill Chavez, and Betty Porter met with the Board to discuss a request for a donation for the construction of a park in Beaver City. The Tax Advisory Board has recommended that an amount be donated to the project up to \$50,000 upon the following conditions: 1. All funding for the project be secured; 2. A detailed plan be prepared showing costs, location, etc. The Board is in support of the project, but would prefer a downtown location if tourism funds are to be expended.

A public hearing was opened for comment on at 11:00 a.m. on the possible construction of a walking/biking path to be built along the Owens ditch. Those present were Kathleen Riley, Paul

Elieson, Darrell Yardley, Betty Porter, Alison Webb, Andrea Henrie, Jill Chavez, Stacey Jarvis, Kami Beeson, Gloria Reamer, David Reamer, Charles Cumberland, Raymond Finkley, Robert Jenkins, Ronald Bird, James Foster, Sheina Marshall, Kristy Langford, Yvonne Moss, Val Smith, Wade Bradshaw, Cheryl Elmer, Paula Smith, Rob Adams, Kathy Yardley, Lisa Elieson, Lucille Strong, Ken Olsen, Cary LaSpina, Robert Meek, Brenda Meek, Jamie Beard, Michael Kanell, Kevin McNeill, Von Gillies, Wayne Ryles, Douglas Bradshaw, Scott Smith, Kim Oakden, Marilee Eyre, Crystal Hanley, Keisha Black, Ashley Marshall, Amy White, Gilbert McCulley, Carol McCulley, Alex Starbuck, Mattie Lynn Yardley, Kendra Hofheins, Skyler Farnsworth, Ben Roberts, Valerie Anderson, Carlie Davidson, Megan Poulsen, Rhett Gillins, Callie Mashburn, Kolby Bailey, Marielle Hopkins, Austin McMillan and Kimbal Joseph.

Cary LaSpina was opposed to the location because of concerns about privacy and trespassing. Carol McCulley was opposed with the same concerns.

Brenda Meek had concerns about the wildlife.

Charles Cumberland had concerns about encroachment on private property.

Kimball Joseph was in support of the project because of safety concerns for kids walking and riding on the highway.

Bob Jenkins was opposed because of concerns re: motorized traffic and privacy issues.

Crystal Hanley was in support for safety of youth.

David Reamer was opposed because of the location of the trail.

Wayne Ryles was opposed because of concerns re: trespass and trash.

Marilee Eyre was in support of the project because of the need for some place to exercise, and encouraged everyone to work together.

Paula Smith wanted to make sure the path would be open to everyone and had concerns about the limited availability of safe places for residents to get some exercise.

Kathy Yardley stated that the path was needed. She was sympathetic about concerns of neighbors and property owners in the area. She had attended a trails conference in Park City and was told by Summit County officials that crime, garbage and other related problems were far less than anticipated. In fact, the trails are usually some of the cleanest, best kept places in the county.

Lucille Strong spoke in favor of the project and stated that the Owens ditch easement was older than anyone in the room.

Darrell Yardley apologized for construction problems on the Owens ditch pipeline project and spoke in favor of the path.

Robert Meek was opposed to the location.

Kim Oakden spoke of prior experience she has had in other places where the paths were attractive, positive additions to the area and that she had observed no problems with trash or garbage.

Alison Webb spoke of a need for a path for exercise that was safe and away from motorized traffic.

Colby Bailey spoke in favor of the project.

Keisha Black spoke in favor of the project.

Ken Olson was opposed and stated the money could be better spent on new sidewalks in Beaver City.

Kevin McNeil spoke of concerns re: security, but was in favor of the project and hoped everyone would work together.

Cheryl Elmer stated that there is a real need for an attractive place for people to exercise for their health.

Paul Elieson talked about how the trail could be built to keep motorized vehicles off the path and that it would be a benefit to the community.

Comm. Dalton stated that he was in favor of a path but did not have his mind set on a location at this time. Comm. Yardley stated that every effort will be made to address all the concerns raised during this hearing. Comm. Whitney stated that the Board will try to take care of the concerns addressed today. The hearing was closed for comment at 12:15 p.m.

There being no further business, the meeting was adjourned.

APPROVED _____
Chairman

Clerk/Auditor
